Express Mail Label No.: EV074975353US Date of Deposit: March 20, 2003



Attorney Docket No.: 22058-532

# IN THE UNITED STATESCRAFFINT AND TRADEMARK OFFICE

APPLICANT:

Fouser et al.

SERIAL NUMBER:

10/047,264

EXAMINER:

Not Yet Assigned

FILING DATE:

January 14, 2002

ART UNIT:

1646

FOR:

Type 2 Cytokine Receptor and Nucleic Acids Encoding Same

#### **BOX IDS**

Commissioner for Patents Washington, D.C. 20231

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### TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents! CENTER 1600/2900

- 1. Supplemental Information Disclosure Statement (1 page), in duplicate;
- 2. Modified Form 1449/PTO (1 page), in duplicate;
- 3. Copies of cited references B1-B7 and C12-C18; and
- 4. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref No. 22058-532. A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully/submitted,

Tvor R. Elrifi, Reg. No 39,529 David E. Johnson, Reg.No. 41,874

Attorneys for Applicants

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Boston, Massachusetts 02111

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Fax: (617) 542-2241

Dated: March 20, 2003

30623

PATENT TRADEMARK OFFICE

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## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Applicants hereby make of record the documents listed below and on the attached modified Form PTO-1449 (submitted in duplicate) in the above-identified application, copies of which are submitted herewith. This Supplemental Information Disclosure Statement is being been filed before the mailing date of a first Office Action based on the merits in the above-identified case. Accordingly, no fee or certification is believed required. A copy of each of the references is enclosed unless otherwise indicated on the attached Form PTO-1449 (modified). Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311 Reference No. 22058-532.

Respectfully submitted

Ivor R. Eltifi (Reg. No. 39,529) David E. Johnson (Reg. No. 41,874)

Attorneys for Applicants

c/o MINTZ, LEVIN, COHN, FERRIS GLOVSKY AND POPEO, P.C.

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Dated: March 20, 2003

| Express Ma<br>Date of Dep         | Page 1 of 1                 |            |                                     |            |              |                            |          |
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|                                   |                             | +          | CANSIME TO                          |            |              | RECE                       | VED      |
| Modified Form 1                   | 149/PTO                     |            | Application Number                  | 10/047,264 | 4            |                            |          |
|                                   |                             |            | Filing Date                         | 01/14/02   |              | MAR 2 6                    | 2002     |
| INF                               | ORMATION DISC               | LOSURE     | First Named Inventor                | Fouser     | 77/-         |                            | i        |
| STATEMENT BY APPLICANT            |                             |            | Group Art Unit                      | 1646       | IE           | L / 1 1 1 1 2 2 2 2 2      | 600/290  |
|                                   |                             |            | Examiner Name                       | Not Yet As |              |                            | 000/2300 |
| (use as many sheets as necessary) |                             |            | Attorney Docket Number              | 22058-532  |              |                            | 1        |
|                                   |                             |            | U.S. PATENT DOCUMENTS               |            |              |                            |          |
| Exam Cite No.                     | U.S. Patent<br>Document No. | Issue Date | Name of Patentee(s) or Applicant(s) |            | Sub<br>Class | Filing Date If Appropriate |          |

| Exam<br>Initials | Cite<br>No. |    |           | FOREIGN: PATENT DOCUMENTS  Name of Patentee(s) or Applicant(s) | Date of<br>Publication | Translation<br>Yes No |
|------------------|-------------|----|-----------|--|------------------------|-----------------------|
|                  | B1          | EP | 1 191 035 | Schering Aktiengesellschaft                                    | 03/27/2002             |                       |
|                  | B2          | wo | 01/36467  | Schering Corporation   | 05/25/2001             |                       |
|                  | В3          | wo | 01/40467  | Zymogenetics, Inc.   | 06/07/2001             |                       |
|                  | B4          | wo | 01/46422  | Zymogenetics, Inc.   | 06/28/2001             |                       |
|                  | B5          | wo | 01/98342  | Smithkline Beecham Corporation                                 | 12/27/2001             |                       |
|                  | B6          | wo | 02/24912  | Ludwig Institute for Cancer Research                           | 03/28/2002             |                       |
|                  | B7          | wo | 02/070655 | Zymogenetics, Inc.   | 09/12/2002             |                       |

| Exam<br>Initials | Cite<br>No. | OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS  Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc. |
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|                  | C12         | Dumoutier, et al. (2001). J Immun 166(12): 7090-7095.   |
|                  | C13         | EMBL Accession No.: AL050337 (23 November 1999).  |
|                  | C14         | Gruenberg, et al. (2001). Gen Immun 2(6): 329-334.  |
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|                  | C18         | Xu, et al. (2001). Proc Natl Acad Sci USA 98(17): 9511-9516.  |

| * a copy of | this reference is not provided as it | was previously cited by or submitted to the office in a prior application, |
|-------------|--------------------------------------|--|
| Serial No.  | , filed                              | , and relied upon for an earlier filing date under                         |
| 35 U.S.C.   | 120 (continuation, continuation-in-  | part, and divisional applications).  |

|   | Examiner<br>Signature | Date<br>Considered |  |
|---|-----------------------|--------------------|--|
| Ł |                       | 1                  |  |

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.